CRIMINAL DOCKET · U.S. District Cour	rt uo		25	Case Filed	Docket No. Def.
Assigned	WRIT VS.	(LAST, FIRST, MIDDLE)	No 2	Mo. Day Yr.	
PO □ 0417 03 1709 Misd. □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □		LEY, Leslie Jame a/k/a Rac	es	01 10 89	.00003 02
Felony District Off Judge/Mag/str.	OFFENSE ON INDEX CARD	a, a, a rac		Def's ■ U.S. MA	\G. ►
U.S. TITLE/SECTION		OFFENSES CHARGED	ORIGINAL	COUNTS	DISM. GUILTY
21:841 & 846 Con	spiracy to possess	with intent to	distribute and	d 1	<u>X</u> <u>X</u>
	stribution of Sche tribution of Sched			t.1)	
The second secon	erstate travel in				
DR	abetting (ct. 4)		en i e entrementation en en en entrementation en	Andrew Santa	
ਤੋਂ 21:843(b) Un	lawful use of comm	unication facili	ity (Cts. 5-8)		
	THE CONTROL OF THE STREET STREET, AND AND AND AND ADDRESS OF THE STREET, AND ADDRESS OF THE STREET, ADDRESS OF	ala page 1 ft 10 Mahalahahahahan sa pagaran sa 1486 Abalahahahahanan sa sasan a saran		· · · · · · · · · · · · · · · · · · ·	
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		Mario de la la companie dels seus se la collection deprendent se la collection		Lander Land	
INTERVAL ONE	END ONE AND/OR BE	GIN TWO (OR RESTART PERIOD	TO TRIAL)	DING COUNTS —— S ————————————————————————————————	ERVAL TWO
KEY DATE Jarrest	Indictment		1st appears on pending charge /R40	KEY DATE	Pled Asset N. C.
-	Consent to	mplaint 3-7-87	Receive file R20/21 Supsdg: Lind Linf	5-216	Liguilty L After N.G
- appears—on		d) L Order New trial	3-31-40	Trial (voir dire) began
1st appears with or ARRAIGNMENT	111 210/1022	and	ATE SENTENCE DATE	APPLICABLE 1	☐ Jury ☐ N.J. RGES DISMISSED on def
waives counsel	ist inal Ended		SERVENCE DATE		fi motio
	שא אלו. ג				- Wir Wor (Jasmotlo
Search Ussued DATE	INITIAL/NO.	ISHS	INITIAL/NO.	OUTCOME:	DISMISSED
Return	· · · · · · · · · · · · · · · · · · ·	3.89		HELD FOR GJ	OR OTHER PRO- THIS DISTRICT
Summons Served	1.5	215			OR OTHER PRODISTRICT BELOW
Arrest Warrant Issued	Miller Lader	15M Humb	er	CEEDING IN L	ASTRICT BELOW
COMPLAINT >	William To Angeles Commission Com	J.CTMENT			
Date of Arrest OFFENSE (In Compla	int)				
				<u> </u>	
Show last names and suffix numbers of other of				RULE	
ATTORNEYS		MS Pensa No in MSMS Jalla	0 -	20 BA	21 40 in Ou
Capt. Frederic Boro	sh E+ B∞s	La Vensa	cor	F	PRE- INDICTMENT
riederic Boro	\L DTa	MS I no in	fo _	Release	
Defense: 1 □ CJA. 2 □ Ret.	3 🗆 Waived. 4	100 11	816	Bai L Dei	
j	9,	14-432-4	0 1 0	AMOUN	Pers. Rec
Federal Custody		1.00	hasse	R	Conditions
!	1704	USMS JAKE	- -	Date S	Set 10% Dep.
	March			ll I	Surety Bnd
			200	☐ Bail f	Not Made L Collateral
		, 07-6	70-100	Date Bo	ond Made L 3rd Prty
	ξ.	sapel 7-3 umberland 4-18-90		<u></u>	POST-INDICTMENT
			1 W 211512	- L	
<i>;</i>		im bereat	Wy July	Release [
		4-18-90	0./	∬ ∟ De	enied L Fugitive
		,		AMOUN	
8	4			s	PSA
9-14-89 (w)	to mid			Date S	Conditions L 10% Dep.
70 days= July 18		Proposed T.D.	= Ju1y 3, 198	IN I	Surety Bn
VAMES & ADDRESSES OF ATTORNEYS, SURETIES, 4.14.89 4.14.89 4.14.89 4.14.89	AVAICATO TO	_	•	☐ Bail N	Not Made Li Collateral
FINE AND RESTITUTION P		DATE RECEIPT N	es Begin On Reverse Side		ond Made 3rd Prty
					Other
Case 3:89-cr	-00003-H Documer	nt 2 Filed 01/10/8	9 Page 1 of 4	APP	PEALS FEE PAYMENTS
20,50 0.00 01				111	

		Yr. Docket No. Def.	VI EXCLUE	ABLE D	ELAY
DATE DOCUMENT NO	-	MASTER DOCKET - MULTIPLE DEFENDANT CASE PAGE OF PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	Start Date End Date	Ltr Code	Total Days
	_ * _	(OPTIONAL) Show last names of defendants V. PROCEEDINGS		+	
1-10-89	$ _{1}$		ion		
1 10 07	- •	Request for warrant to be issued by the U.S. Attorney			
	2.		<u>L</u>		
		for service(copy to U.S. Atty.) FIELD REPORT Subj. arrested by USMS, N/Ca. on warrant.			
5-9-89		@ Fayetteville - Mag. Dixon -Taped Proceedings			
		Deft. advised of rights, charges, and punishment. F.P.D. appt.	1		
		Govt. moved for detention. Deft. remanded to custody of			
		U.S.M., held in Cumberalnd COunty Jail until def't attorney contact Magistrate Dixon to either request or wiave a deten-			
		hearing. Note: Deft. gave the Oakland City Jail, Oakland, Co		}	
		as his permanent address. He said he had no other permanen			
	3.	address. ORDER Deft. having demonstrated eligibility for appointment			
	٦.	ORDER Deft. having demonstrated eligibility for appointment of counsel at government expense, the Federal Publi			
		Defender is directed to provide representation in	l		[
		action. It is further ordered that the U.S. Marsha	l shall		
		serve any subpoena presented to him in this case by the office of the Federal Public Defender, and			
	}	shall pay the appropriate fees and expenses to			
		witnesses so subpoenaed. Mag. Denson. cys. to			
	4.	U.S. Atty., and Federal Public Defender. DETENTION ORDER Accordingly, as a preliminary matter, the			
	'•	court declines to set a hearing on detention in			,
		this district unless and until the defendant and his			
		attorney affirmatively notice the court that such a hearing is desired. Therefore, the deft. is committed to the			
		custody of the Attorney General or his designated represent	ative		
		for confinement in a corrections facility separate, to the			
		extent practicable, from persons awaiting or serving senten-	ces		
]	or being held in custody pending appeal. Mag. Dixon CR OB # 11, p 79 cys. dist. (ent. 5-22-89) ms			
5-11-89	5.	ORDER PRE-TRIAL SCHEDULING-All pre-tria	1		
		motions shall be filed no later			
		than June 8,1989. Responses to motions shall be filed no later			
		than June 19, 1989. Untimely mot	ions		
		and responses may be summarily			
		disregarded. Motions hearings, a necessary, shall be conducted by	5		
	{	a judge or magistrate of this cou	rt		
		in advance of trial. Mag. Denson,			
5-12-89	6.	cys. dist. (ent.5-22-89) ms. MARSHAL'S RETURN ON WARRANT FOR ARREST -This warrant was receive	eđ	Ì	
		and executed with the arrest of the above named deft.			
		at Fayetteville, N.C. Clifford Hart, Crim. Inv. ms			
6-7-89	7.	MOTION TO EXTEND TIME TO FILE PRETRIAL MOTIONS - w/cs U.S. Atty	6-7-89	E	}
<i>(</i> 0 00		1c Mag. Denson. (ent. 6-7-89) ms	t _a		
6-8-89	8.	ORDER - The defendants motion for an extension of tiem in which		1	
		to file pre-trial motions is granted. All pre-trial motions shall be filed no later than ten days fater the deft.	us		
		is returned to the Eastern District of North Carolina and			
		all responses shall be filed within ten days thereafter.			
		Mag. Denson, CR OB # 11, p 121 cys. to U.S. Atty, Júdgee Howard, Federal Public Defender. (ent. 6-8-89) ms			
7/27/89		70 days up 9/14/89 w/excludable time for motions $\&$ time out of \circ	listrict		
		(5/27/89 - 7/23/89 for senteincing in another district) Case 3:89-cr-00003-H Document 2 Filed 01/10/89 Page 2	of 4 ^{bb}		
		CONTINUED TO PAGE CONTINUED TO PAGE			

LETTER CODES

For identifying periods of exclud-able delay per 18 USC 3161 (h) [Sections in brackets]

A Exam or hearing for mental/physi-cal incapacity (18 USC 4244) [(1) (A)]



- B NARA exam (18 USC 2902) [(1) (B)]
- C State/Fed.l pro ceedings on other charges [(1) (D)]
- D Interlocutory ap-peal [(1)(E)]
- E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]
- F Transfer from other district per FRCrP 20 21 or 40 or Mag Rule 6a {(1)(G)}



- G Proceedings under advisement, not to exceed 30 days, after all neces-sary submissions filed and hearings completed {{1}{J}}
- M Misc, proceedings: arraignment, parole/ probation, revocation, Deportation, extra dition ({1)]
- 5 Deferral of prose-cution (per 28 USC 2902) [(1)(C)]
- 6 Transportation from another district or to/from examination or hospitalization in 10 days or le [{1)(H)}
- 7 Consideration by Court of proposed plea agreement [(1)(I)]
- Prosecution deferred by mutual agreement [(2)] M Unavailability of de fendant or essential witness [(3)(A,B)]
- N Period of mental/physical incompetence of def. to stand trial [(4)]
- O Period of NARA commitment/treat-ment [(5)]
- PSuperseding indict
- ment and/or new charges [(6)]



- R Def. awaiting trial of co-defendant & no severance has been granted [(7)]
- T Continuances granted per (h) (8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuances. support of conti-uance ((8)(A,B)]
- T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(8,m)]
- T2 Case unusual or com-plex [(8)(B,ii)]



- in 30 days ((81(B,iv))
- T4 Continuance granted to obtain or substi-tute counsel, or give reasonable time to prepare [(8)(8,iv)] U Time up to withdrawal guilty plea, 3161(i)
- W Grand Jury indictment time extended 30 more days, 3161 (b)

LESLIE JAMES KELLEY

AO 256A ®		γ	Y Y			
DATE		PROCEEDINGS (continued)	V. I (a)	EXCLUDABL	E DE.	
		iment No.)				1
7/25/89 9	. G0	VERNMENT"S PROPOSED QUESTIONS OF VOIR DIRE-cs to Mr. Cono O MXXXXXXXXXXXXXXXXXXXXXXXXXXX ; cy to Judge Howard	emon bb			
7/31/89 10	. мс	TION TO EXCLUDE TIME UNDER 18 U.S.C. 3161 SPEEDY TRIAL-				١
		by gov't praying for an order excluding the time peri	bd			-
ļ		beginning w/the date of the escape of Acus from feder	H 1		}	1
		custody in computing time for speedy trial purposes; cs to FPD office; cy to Judge Howard				1
11 1	1 6	GOVERNMENT"S PROPOSED JURY INSTRUCTIONS; cs to atty; cy to	,		}	1
1	`	Judge Howard	bЪ			
8-2-89	12.	MOTION TO DISMISS PURSUANT TO THE DOUBLE JEOPARDY CLAUSE	,	8-2-89	E	-
		OF THE FIFTHE AMENDMENT - w/cs U.S. Atty., 1c Judge H	Owa:	rd		1
ĺ	13.	MEMORANDUM OF LAW IN SUPPRT OF MOTION TO DISMISS ON THE	ļ			l
Ì		BASIS OF DOUBLE JEOPARDY CLAUSE OF THE FIFTH AMENDMENT - w/cs U.S. Atty., 1c Judge Howard.		,		1
,	14	MOTION TO TRANSFER - w/cs U.S. Atty., 1c Judge Howard		8-2-89	E	
	15.				Ì	1
		U.S. Atty., 1c Judge Howard		0 0 00		
ì	16.	MOTION FOR BILL OF PARTICULARS -w/cs U.S. Atty., 1c		8-2-89 8-25-89	E	1
	1 -	Mag. M eCotter: Denser MEMORANDUM OF LAW IN SUPPORT OF MTOION FOR BILL OF PARTICU	IT.AR			
l	1/.	w/cs U.S. Atty., 1c Mag. McGotter Denson				1
0/10/00	10	RESPONSE TO THE GOVERNMENT'S MOTION TO EXCLUDE TIME				
8/10/89	18.	by def't; cs to AUSA: cy to Jduge Howard				}
8/15/89	19.	GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION FOR A BILL				
0/13/09	19.	OF PARTICULARS & attached MEMORANDUM in SUPPORT; cs				-
		to def't; cy to Mag. Denson b	b			
11	20.	RESPONSE TO MOTION TO TRANSFER (F.R. Crim.P.21(b)) by				ļ
ľ		gov't & attached MEMORANDUM OF LAW; cs to def't; cy	L			
11	2.1	to Judge Howard b RESPONSE TO MOTION TO DISMISS COUNT ONE PURSUANT TO DOUBL	b F			-
	21	JEOPARDY CLAUSE OF FIFTH AMENDMENT by gov't; cs to	Γ			Ì
		def't; cy to Judge Howard	b			
8/25/89	22	ORDER-defendant's motion for a bill of particulars is				1
		DENIED except that it is ALLOWED as to the names of	ĺ			
		all persons alleged to be co-conspirators; DENSON,			}	1
		Alexander B., U. S. Mag.; cc to AUSA; FPD; Judge Howa	ra	bЪ		
8/28/89	23	ent. 8/28/89 ADDENDUM TO RESPONSE TO MOTION TO DISMISS COUNT ONE PURS	JANT		}	1
0,20,05		TO DOUBLE JEOPARDY CLAUSE OF THE FIFTH AMENDMENT - by	ļ			
		Govt. w/cs to FPD, cc to Judge Howard bl				l
11	24.	ORDER-the motion of the defendant to have this case		l		1
		transferred to the Northern District of California	ļ			ł
		is denied; Howard, Malcolm J., U. S. Dist. Judge; CR OB#12, p. 1; cc to AUSA; FPD: Judge Howard;				1
		ent. 8/28/89		bb		-
11	25	ORDER-the motion of the defendant to dismiss Count One				İ
		of the Indictment in the grounds of double jeopar	dу			ļ
		is DENIED; HOWARD, Malcolm J., U. S. Dist. Judge;				
		CR OB#12, p. 2; cc to AUSA: FPD: Judge Howard; ent. 8/28/89	bb			
		enc. 0/20/09			Ì	
	1			l	1	- 1

UNITED STATES DISTRICT COURT CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. (a)	EXCLUDABLE (b)	DEL (c)	
	(Document No.)	(4)	107	(6)	10
8/28/89 8/29/89	ORDER-ORDERED that the motion of the government to exclude the time attributable to the absence of Acus from the speedy trial computation in the case of each defendant is GRANTED. It is further ORDERED that the time period beginning on July 20, 1989, the date of Acus's escape, be excluded from the computation of time for speedy trial in the case of each defendant. This time period shall contint to be excluded until the date that Acus is return to custody; HOWARD, Malcolm J., U. S. Dist. Judge CR OB# 12, p. 3; cc to AUSA: def't atty; Judge Howard; USMS; ent. 8/28/89 Sent note to USMS w/cy of above order asking them to	ue			
	notify us when Acus apprehended so we could set for trial		b b		
12/14/89	ISSUED NOTICE of Hearing on Conditions of Release set for Tuesday, Dec. 19, 1989 at 10:00 a.m., FAyettev before Mag. Dixon; cys to USMS; USPO; AUSA: Mr. Cooke; Joyce Todd; Mag. Dioxn		e,		
1-5-90	27. DEFENDANT'S OMNIBUS MOTION REGARDING CUSTODY - filed w/cs	- jp			
5/31/90	ORDER FOR DISMISSAL-the USAtty for EDNC hereby dismisses the Indictment against Leslie James Kelley for the reason that escapee status of government witness maconviction unlikely; granted; Judge Howard; CR OB#1 cc: SAUSA: USPO; USMS: FPD; Mag. Dixon; Judge Howard ent/ 5/31/90 bi	kes 3,			